

## PACIFIC groundwater GROUP

September 2, 2008

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SEP 19 2008

Washington State  
Department of Ecology

Sheri Carroll  
Department of Ecology  
Water Resources Program  
PO Box 47775  
Olympia, WA 98504

RE: Application for Water Right G2-30321

Dear Ms. Carroll,

Please find enclosed an amended version of Water Right Application G2-30321. Since we filed this application in March of 2006, we have re-evaluated our project needs and determined that it will be necessary to construct multiple wells.

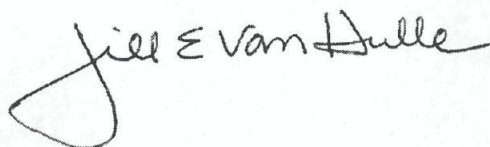
We have drilled two test wells in the SW  $\frac{1}{4}$  SW  $\frac{1}{4}$  of Section 21, Township 25, Range 2 W.W.M.. The low yields that we obtained from the basaltic aquifer indicates that we will need up to 4 wells to obtain the total yield needed for our project. These wells will be constructed within one or more of the following locations; however, the exact distribution of the wells cannot be determined without further testing:

- NW  $\frac{1}{4}$  of Section 21
- SW  $\frac{1}{4}$  of Section 21
- SW  $\frac{1}{4}$  of Section 28 All within Township 25, Range 2 W.W.M.,

Because the nature and size of our project has not changed, and no new applications been filed for the immediate area, we understand that we can retain our original priority date.

If you have any questions please call me at 413-1510.

Sincerely,  
Pacific Groundwater Group



Water Resource Specialist

S





State of Washington  
Application for a Water Right Permit

☐ SURFACE WATER ☒ GROUND WATER  
☐ Permanent ☐ Temporary ☐ Short Term

For Ecology Use  
(Date Stamp)

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Follow the attached instructions. Attach additional sheets as necessary.

A NON-REFUNDABLE **MINIMUM** FEE OF \$50.00 PAYABLE TO  
THE DEPARTMENT OF ECOLOGY MUST ACCOMPANY THIS APPLICATION.

**Section 1. APPLICANT**

|   |                          |            |
|---|--------------------------|------------|
| Applicant/Business Name: J. Frank Schmidt & Sons Co. Profit Sharing Trust | Phone No: (503) 663-4128 | Other No:  |
| Address: PO Box 189   |                          |            |
| City: Boring  | State: OR                | Zip: 97009 |
| Email Address (optional):   |                          |            |

|   |                          |            |
|---|--------------------------|------------|
| Contact Name (if different from above): Jill Van Hulle, Pacific Group Water Group | Phone No: (360) 413-1510 | Other No:  |
| Relationship to Applicant: Consultant   |                          |            |
| Address: 3130 60 <sup>th</sup> Loop SE  |                          |            |
| City: Olympia   | State: WA                | Zip: 98501 |
| Email Address (optional): Jill@pgwg.com   |                          |            |

**Section 2. STATEMENT OF INTENT**

Briefly describe the purpose of your proposed project: Provide domestic supply to approximately 48 homes

Anticipated length of time to complete your project: Full buildout 20 years from date of permit issuance

**Water Use** List all purposes for which water will be applied to a beneficial use and list quantity required for each.

| Purpose(s) of Use        | Rate (check one box only)                            |  | Acre-Feet per Year (AF/YR)<br>(If known) | Period of Use<br>(Continuously or Seasonal) |
|--------------------------|--|--|--|---|
|                          | <input type="checkbox"/> Cubic Feet per Second (CFS) | <input checked="" type="checkbox"/> Gallons per Minute (GPM) |  |   |
| Multiple Domestic Supply | 80   |  | TBD                                      | Year-round as needed                        |
|                          |  |  |  |   |
| <b>TOTAL:</b>            | 80   |  |  |   |

**Short Term/Temporary Water Use**

Is this a request for a short term project (less than four months and non-recurring)? ☐ YES ☒ NO

Is this request for a temporary permit? ☐ YES ☒ NO

If yes to either question above, indicate the dates that the water will be needed:

FROM: \_\_\_\_/\_\_\_\_/\_\_\_\_ TO: \_\_\_\_/\_\_\_\_/\_\_\_\_

**Section 3. POINT OF DIVERSION OR WITHDRAWAL**

Complete A or B, and C below

|                     |                                  |   |
|---------------------|----------------------------------|---|
| For Ecology Use     | APPLICATION NO: <u>G 2-30321</u> | SEPA: Exempt/Not Exempt                                 |
|                     | Fee Paid: _____ Check No: _____  | ECY Coding: 001-001-WR1-0285-000011                     |
| Date Returned _____ | By _____                         | Priority Date <u>3/30/2008</u> By _____ WRIA: <u>16</u> |

Amended<sup>[1]</sup> APPLICATION



|  |   |
|--|---|
| <b>A.) If Surface Water Source</b>   | <b>B.) If Ground Water Source</b>   |
| <input type="checkbox"/> Spring <input type="checkbox"/> Creek <input type="checkbox"/> River <input type="checkbox"/> Lake<br><input type="checkbox"/> Other: _____ | <input checked="" type="checkbox"/> Well(s) <input type="checkbox"/> Other: _____                 |
| Source Name: _____   | Well diameters & depths: 6-inch by 400+ feet  |
| Tributary to: _____  | Number of proposed points of withdrawal: 4  |
| Number of proposed diversion points: _____   | Do you have an existing well? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO |
| Do you have an existing diversion? <input type="checkbox"/> YES <input type="checkbox"/> NO  | If available, attach Water Well Report and pump test.   |
|  | Well Tag ID No. _____   |

| C.) Point of Diversion/Withdrawal – Legal Description |          |   |             |          |       |           |
|---|----------|---|-------------|----------|-------|-----------|
| Parcel No.  | ¼        | ¼ | Section     | Township | Range | County    |
| 502212001   | NW       |   | 21          | 25       | 2     | Jefferson |
| Lot(s)  | Block(s) |   | Subdivision |          |       |           |
| Parcel No.  | ¼        | ¼ | Section     | Township | Range | County    |
| 502212001   | SW       |   | 21          | 25       | 2     | Jefferson |
| Lot(s)  | Block(s) |   | Subdivision |          |       |           |
| Parcel No.  | ¼        | ¼ | Section     | Township | Range | County    |
| 502212001   | SW       |   | 28          | 25       | 2     | Jefferson |
| Lot(s)  | Block(s) |   | Subdivision |          |       |           |

NOTE: If more than two points of diversion/withdrawal attach additional information on a separate sheet of paper.

Do you own the land on which the proposed point of diversion/withdrawal is located? ☒ YES ☐ NO  
If no, do you have legal authority to make this application for use of another's land? ☐ YES ☐ NO  
Provide the owner name(s), address, and phone number: \_\_\_\_\_

**Section 4. PLACE OF USE**

Attach a copy of the legal description of the property (on which the water will be used) taken from a real estate contract, property deed or title insurance policy, or copy it carefully in the space below.

| LEGAL DESCRIPTION   |   |           |      |       |           |                                 |
|---|---|-----------|------|-------|-----------|---------------------------------|
| Real Property situated in the County of Jefferson, State of Washington:   |   |           |      |       |           |                                 |
| Township twentyfive (25) North, Range two (2) West of the Willamette Meridian, Section twenty (20): Northeast quarter (NE ¼) of the Southwest quarter (SW ¼) and the Southeast quarter (SE ¼); and Township twentyfive (25) North, Range two (2) West of the Willamette Meridian, Section twentyone (21): West half (W ½) of the Southwest quarter (SW ¼); the Southwest quarter (SW ¼) of the Northwest quarter (NW ¼), EXCEPT the North 140 feet of the West 300 Feet thereof, TOGETHER WITH that certain nonexclusive easement for road as set forth in instrument recorded under Auditor's File No. 47262, records of Jefferson County, Washington. Also Known as Jefferson County parcel Nos. 502203001, 502204001, and 502212001. |   |           |      |       |           |                                 |
| ¼   | ¼ | Section   | Twp. | Range | County    | Parcel No.                      |
|   |   | 20 and 21 | 25   | 2W    | Jefferson | 502203001, 502204001, 502212001 |

Do you own all the lands on which the proposed place of use is located? ☒ YES ☐ NO.  
If no, do you have legal authority to make this application for use of another's land? ☐ YES ☐ NO  
Provide owner name(s), address, and phone number: \_\_\_\_\_  
Are there any other water rights or claims associated with this property or water system? ☐ YES ☒ NO  
If yes, provide the water right and/or claim numbers: \_\_\_\_\_

Attach a map of your project showing the point of diversion/withdrawal and place of use. If platted property, be sure to include a complete copy of the plat map.



## Section 5. WATER SYSTEM DESCRIPTION

Describe your proposed water system (include type and size of devices used to divert or withdraw water from source): Applicants intend to construct a Group A water system that may include multiple wells.

## Section 6. DOMESTIC WATER SUPPLY SYSTEM INFORMATION

Complete A or B, and C below

| A.) Domestic Water Systems only                                       | B.) Municipal Water Systems only<br>(defined under RCW 90.03.015)      |
|---|--|
| Projected number of connections to be served:<br><u>24 48</u>         | Present population to be served water:<br>_____                        |
| Type of connections: <u>homes</u><br>(e.g., home, recreational cabin) | Estimate future population to be served:<br>_____ (20 year projection) |

### C.) Water System Planning

Do you have a Water System Plan approved by the Washington State Department of Health, Drinking Water Division? ☐ YES ☒ NO

If yes, date plan was approved \_\_\_\_/\_\_\_\_/\_\_\_\_ Water System Number: \_\_\_\_\_

Name of water system: \_\_\_\_\_

Are you within the service area of an existing water system? ☐ YES ☒ NO

If yes, explain why you are unable to connect to the system: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

## Section 7. IRRIGATION/STOCKWATER/OTHER FARM USES

### Irrigation

Total number of acres requested to be irrigated under this application = \_\_\_\_\_ ACRES

NOTE: Outline the area to be irrigated on your attached map.

### Stockwater

List number and kind of stock: \_\_\_\_\_

Is the proposed project for a dairy farm? ☐ YES ☐ NO

### Other Proposed Farm Uses

Describe all proposed uses: \_\_\_\_\_

\_\_\_\_\_

### Family Farm Water Act (RCW 90.66):

Calculate the acreage in which you have a controlling interest, including only:

- Acreage irrigated under water rights acquired after December 8, 1977,
- Acreage proposed to be irrigated under this application, and
- Acreage proposed to be irrigated under other pending application(s).

Is the combined acreage under existing rights greater than 6000 acres? ☐ YES ☐ NO

Do you have a controlling interest in a Family Farm Development Permit? ☐ YES ☐ NO

If yes, enter Permit No: \_\_\_\_\_





## Section 8. OTHER WATER USES

### Hydropower

Indicate total feet of head \_\_\_\_\_ and proposed capacity in kilowatts: \_\_\_\_\_

Describe works: \_\_\_\_\_

Indicate all uses to which power is to be applied: \_\_\_\_\_

FERC License No: \_\_\_\_\_

### Mining/Industrial Use

Describe use, method of supplying and utilizing water: \_\_\_\_\_

### Other Use

\_\_\_\_\_

\_\_\_\_\_

## Section 9. WATER STORAGE

Will you be using a dam, dike, or other structure to retain or store water? ☐ YES ☒ NO

Are you proposing to store more than 10 acre-feet of water? ☐ YES ☒ NO

Will the water depth be 10 feet or more? ☐ YES ☒ NO

If you answered yes to any of the above questions, please describe: \_\_\_\_\_

\_\_\_\_\_

*NOTE: If you will be storing 10 acre-feet or more of water and/or if the water depth will be 10 feet or more at the deepest point and some portion of the storage will be above grade, you must also complete an Application for Permit to Construct a Reservoir and a Dam Construction Permit and Application.*

## Section 10. DRIVING DIRECTIONS

Provide detailed driving directions to the project site: From Brinnon, head approximately 3.5 miles south on Highway 101. Turn right on Canal View Street. Follow Canal View Drive until the intersection with Trailwood Drive. Access to the property is located just south of intersection on a gravel road headed west. Follow road about 0.4 miles to gate on left. Continue past the gate, follow old logging road about 0.6 mile to south, take left on graded road about 150 yards to well head.

Site Address: \_\_\_\_\_

\_\_\_\_\_



## Section 11. REQUIRED SIGNATURES

I certify that the information provided in this application is true and accurate to the best of my knowledge. I understand that in order to process my application, I grant staff from the Department of Ecology access to the site for inspection and monitoring purposes. Even though the employees of the Department of Ecology may have assisted me in the preparation of the above application, all responsibility for the accuracy of the information rests with me, the applicant.

Jan E. Barkley  
Print Name  
(Applicant or authorized representative)

Jan E. Barkley, Trustee 9-11-08  
Signature Date

Jan E. Barkley  
Print Name  
(Landowner of Place of Use)

Jan E. Barkley, Trustee 9-11-08  
Signature Date

\_\_\_\_\_  
Print Name  
(Landowner of Place of Use)

\_\_\_\_\_  
Signature Date

\_\_\_\_\_  
Print Name  
(Landowner of Place of Use)

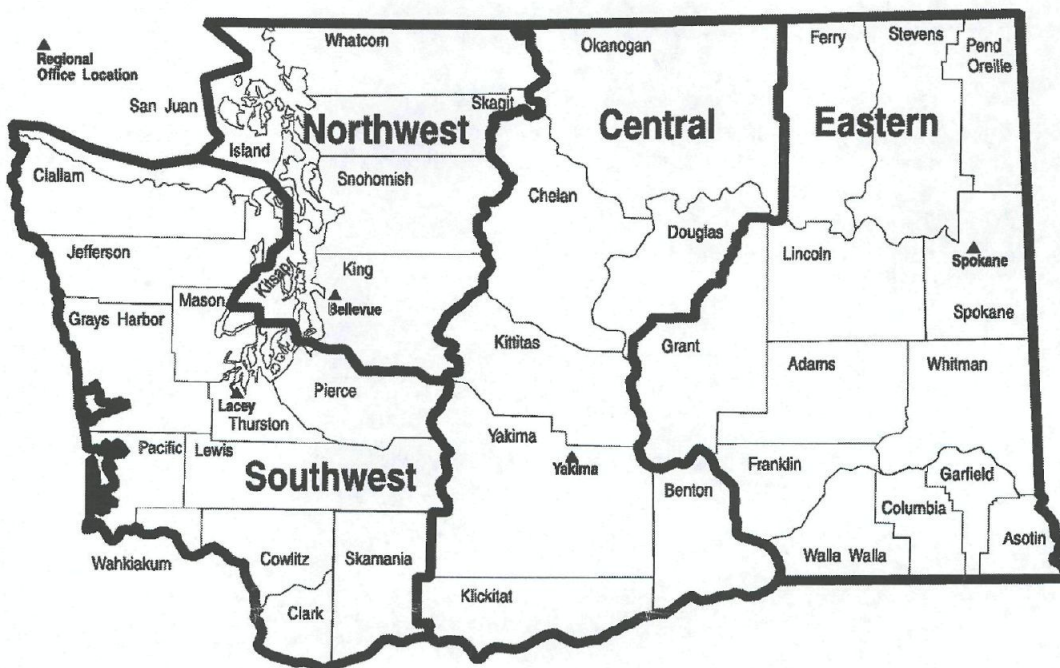
\_\_\_\_\_  
Signature Date

Submit your application to: DEPARTMENT OF ECOLOGY  
CASHIERING SECTION  
PO BOX 5128  
LACEY WA 98509-5128

Please check the region in which your proposed project is located.

☒ Southwest ☐ Northwest ☐ Central ☐ Eastern

Below is a map of the State of Washington, with outlines of the four Ecology regional offices. If you have questions about your application, contact the Water Resources program at the regional office in which your project is located.



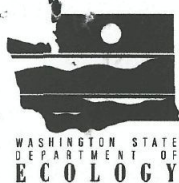
Southwest Regional Office: 360-407-6300

Northwest Regional Office: 425-649-7000

Central Regional Office: 509-575-2490

Eastern Regional Office: 509-329-3400





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Department of Ecology

For Ecology Use

Fee Paid \_\_\_\_\_

Date \_\_\_\_\_

State of Washington  
Application for a Water Right

Please follow the attached instructions to avoid unnecessary delays.

Section 1. APPLICANT - PERSON, ORGANIZATION, OR WATER SYSTEM

Name J. Frank Schmidt & Son, Co. Profit Sharing Trust Home Tel: (\_\_\_\_) \_\_\_\_ - \_\_\_\_\_

Mailing Address P.O. Box 189 Work Tel: (\_\_\_\_) \_\_\_\_ - \_\_\_\_

City Boring State OR Zip+4 97009 + \_\_\_\_\_ FAX: (\_\_\_\_) \_\_\_\_ - \_\_\_\_

Section 2. CONTACT - PERSON TO CALL ABOUT THE APPLICATION

☐ Same as above

Name Scott Bender, Bender Consulting, LLC Home Tel: (\_\_\_\_) \_\_\_\_ - \_\_\_\_\_

Mailing Address 630 6<sup>th</sup> Street South Work Tel: (\_\_\_\_) \_\_\_\_ - \_\_\_\_

City Kirkland State WA Zip+4 98033 + \_\_\_\_\_ FAX: (\_\_\_\_) \_\_\_\_ - \_\_\_\_

Relationship to applicant Consultant

Section 3. STATEMENT OF INTENT

The applicant requests a permit to use not more than 20 ( ☒ gallons per minute or ☐ cubic feet per second) from a ☐ surface water source or ☒ ground water source (check only one) for the purpose(s) of Domestic Supply. ATTACH A "LEGAL"

DESCRIPTION OF THE PLACE OF USE. (See instructions.) NOTE: A tax parcel number or a plat number is not sufficient.

Estimate a maximum annual quantity to be used in acre-feet per year: 23

☐ Check if the water use is proposed for a short-term project. Indicate the period of time that the water will be needed:

From \_\_\_\_/\_\_\_\_/\_\_\_\_ to \_\_\_\_/\_\_\_\_/\_\_\_\_

Section 4. WATER SOURCE

| If SURFACE WATER  |      |         |          |            | If GROUNDWATER                            |   |       |             |
|---|------|---------|----------|------------|---|---|-------|-------------|
| Name the water source and indicate if stream, spring, lake, etc. If unnamed, write "unnamed spring," "unnamed stream," etc.:  |      |         |          |            | A permit is desired for <u>1</u> well(s). |   |       |             |
| Number of diversions: _____   |      |         |          |            |   |   |       |             |
| Source flows into (name of body of water):  |      |         |          |            | Size & depth of well(s): not constructed  |   |       |             |
| LOCATION  |      |         |          |            |   |   |       |             |
| Enter the north-south and east-west distances in feet from the point of diversion or withdrawal to the nearest section corner: Well Site A: 760 feet north, 780 feet east of the SW Corner Section 21 |      |         |          |            |   |   |       |             |
| ¼ of  | ¼ of | Section | Township | Range(E/W) | County                                    | If location of source is platted, complete below: |       |             |
|   |      |         |          |            |   | Lot   | Block | Subdivision |
| SW  | SW   | 21      | 25N      | 2W         | Jefferson                                 |   |       |             |
|   |      |         |          |            |   |   |       |             |
| For Ecology Use Date Received: <u>3-30-06</u> Priority Date: <u>3-30-06</u>   |      |         |          |            |   |   |       |             |
| SEPA: Exempt/Not Exempt FERC License # _____ Dept. Of Health # _____  |      |         |          |            |   |   |       |             |
| Date Accepted As Complete <u>4/5/06</u> By <u>SC</u> Date Returned _____ By _____ WRIA: <u>16</u>   |      |         |          |            |   |   |       |             |

Appl. No.: G2-30321



## Section 5. GENERAL WATER SYSTEM INFORMATION

- A. Name of system, if named: \_\_\_\_\_ none \_\_\_\_\_
- B. Briefly describe your proposed water system. **(See instructions.)**  
w/fire flow etc.

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The system has not been designed at this time. System design will follow confirmation of water availability.

- C. Do you already have any water rights or claims associated with this property or system? ☐ YES ☒ NO  
PROVIDE DOCUMENTATION. Intend to purchase existing water right.

## Section 6. DOMESTIC / PUBLIC WATER SUPPLY SYSTEM INFORMATION (Completed for all domestic/public supply uses.)

- A. Number of "connections" requested: 26 Type of connection Residential homes  
(Homes, Apartment, Recreational, etc.)
- B. Are you within the area of an approved water system? ☐ YES ☒ NO  
If yes, explain why you are unable to connect to the system. *Note: Regional water systems are identified by your County Health Department.*

**Complete C. and D. only if the proposed water system will have fifteen or more connections.**

- C. Do you have a current water system plan approved by the Washington State Department of Health? ☐ YES ☒ NO  
If yes, when was it approved? \_\_\_\_\_ Please attach the current approved version of your plan.
- D. Do you have an approved conservation plan? ☐ YES ☒ NO  
If yes, when was it approved? \_\_\_\_\_ Please attach the current approved version of your plan.

## Section 7. IRRIGATION/AGRICULTURAL/FARM INFORMATION (Complete for all irrigation and agriculture uses.)

- A. Total number of acres to be irrigated: 0
- B. List total number of acres for other specified agricultural uses:
- |           |             |
|-----------|-------------|
| Use _____ | Acres _____ |
| Use _____ | Acres _____ |
| Use _____ | Acres _____ |
- C. Total number of acres to be covered by this application: \_\_\_\_\_
- D. Family Farm Act (Initiative Measure Number 59, November 3, 1977, as amended by Chapter 237, Laws of 2001)  
Add up the acreage in which you have a controlling interest, including only:  
‡ Acreage irrigated under water rights acquired after December 8, 1977;  
‡ Acreage proposed to be irrigated under this application;  
‡ Acreage proposed to be irrigated under other pending application(s).
1. Is the combined acreage greater than 6000 acres? ☐ YES ☐ NO
  2. Do you have a controlling interest in a Family Farm Development Permit? ☐ YES ☐ NO  
If yes, enter permit no: \_\_\_\_\_
- E. Farm uses:  
Stockwater - Total # of animals \_\_\_\_\_ Animal type \_\_\_\_\_ (If dairy cattle, see below)  
Dairy - # Milking \_\_\_\_\_ # Non-milking \_\_\_\_\_

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## Section 8. WATER STORAGE

Will you be using a dam, dike, or other structure to retain or store water?

☐ YES ☒ NO

NOTE: If you will be storing 10 acre-feet or more of water and/or if the water depth will be 10 feet or more at the deepest point, and some portion of the storage will be above grade, you must also apply for a reservoir permit. You can get a reservoir permit application from the Department of Ecology.

## Section 9. DRIVING DIRECTIONS

Provide detailed driving instructions to the project site.

From Brinnon, head approx 3.5 miles south on Highway 101. Turn right on Canal View Street. Follow Canal View Drive until the intersection with Trailwood Drive. Access to the property is located just south of intersection on a gravel road headed west. Follow road about 0.4 miles to gate on left. Past the gate, follow old logging road about 0.6 mile to south, take left on graded road about 150 yards to well head.

## Section 10. REQUIRED MAP

A. Attach a map of the project. (See instructions.)

see attached

## Section 11. PROPERTY OWNERSHIP

A. Does the applicant own the land on which the water will be used? ☒ YES ☐ NO  
If no, explain the applicant's interest in the place of use and provide the name(s) and address(es) of the owner(s):

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B. Does the applicant own the land on which the water source is located? ☒ YES ☐ NO  
If no, submit a copy of agreement:

I certify that the information above is true and accurate to the best of my knowledge. I understand that in order to process my application, I grant staff from the Department of Ecology access to the site for inspection and monitoring purposes. Even though I may have been assisted in the preparation of the above application by the employees of the Department of Ecology, all responsibility for the accuracy of the information rests with me.

Seth Bal  
Applicant (or authorized representative)

3/21/06  
Date

Ms. Barkley, Trustee  
Landowner for place of use (if same as applicant, write "same")

3/28/06  
Date

S